

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA )  
 )  
 v. ) CRIMINAL NO. 04-10149-RWZ  
 )  
 JOSE LUIS CRUZ )

**JOINT MOTION TO EXCLUDE TIME**

The parties hereby respectfully move that the Court exclude from the calculation of the time within which the defendant must be brought to trial under the Speedy Trial Act, 18 U.S.C. § 3161, et seq. ("STA"), the periods from June 22, 2004 to and including July 14, 2004; the period from July 14, 2004 to and including September 14, 2004; and the period from September 14, 2004 to and including October 12, 2004.

Respectfully submitted,

JOSE LUIS CRUZ  
Defendant

MICHAEL J. SULLIVAN  
United States Attorney

By: \_\_\_\_\_ By: \_\_\_\_\_  
/s/Charles B. McGinty(rer)  
 CHARLES B. MCGINTY  
 Federal Defender Office

/s/Robert E. Richardson  
ROBERT E. RICHARDSON  
Assistant U.S. Attorney

# CERTIFICATE OF SERVICE

Suffolk, ss.:

Boston, Massachusetts  
January 5, 2005

I, Robert E. Richardson, hereby certify that I caused a true and correct copy of the foregoing to be served by electronic filing this date on Charles McGinty, Esq., Federal Defender Office, 408 Atlantic Avenue, 3<sup>rd</sup> Floor, Boston, MA 02210.

/s/ Robert E. Richardson  
ROBERT E. RICHARDSON